

**PERSONS WHO SUSTAINED INJURIES OR WHOSE DEATHS ARE REPORTED WHILE IN POLICE CUSTODY, PRISONS, ETC., IN THE STATE.**

**\*Q.—81. Sri K. KENCHAPPA (Hiriyur).—**

Will the Government be pleased to state.—

(a) the names of persons who sustained injuries or whose deaths are reported while in custody of Police, Prisons, Jails or Lockups in the State, since 1957 May and the date of receipt of F.I.Rs. by the Magistrates in this behalf;

(b) the conditons of persons as recorded when they entered the custody and as recorded for causes of deaths or injuries mentioning the kind and duration of treatment;

(c) the action taken against the Police in these connections?

**A.—Sri H. M. CHANNABASAPPA (Minister for Home).—**

(a) The particulars are mentioned in the Statement, placed on the Table of the House.

(b) *Vide* Statement placed on the Table of the House.

(c) *Vide* Statement placed on the Table of the House.

**ಶ್ರೀ ಕೆ. ಕೆಂಚಪ್ಪ.**—ಕೆಲವಾರು ಸಾವಾಗಿ ಕೆಲವಾರು ಮೊದಲಾಗಿ F.I.R. ಬಂದ ಕಾಲದಲ್ಲಿ ಅವರ ಕಂಡಿಷನ್ ಏನು ಇತ್ತು ಎಂದು ಕೇಳಿದಾಗ good, good ಎಂದು ಕೆಲವು not admitted to the Hospital ಎಂದು ಹೇಳಲಾಗಿದೆ. ಇಂಜುರಿ ಅದಾಗ “not admitted to the hospital” ಎಂದು ಹೇಳಿದರೆ ಹೇಗೆ?

**†ಶ್ರೀ ಎಚ್. ಎಂ. ಚನ್ನಬಸಪ್ಪ.**—ನಮ್ಮ ಪ್ರಶ್ನೆಯನ್ನು ಅರ್ಥಮಾಡಿಕೊಳ್ಳುವುದೇ ಕಷ್ಟವಾಗಿದೆ.

**ಶ್ರೀ ಕೆ. ಕೆಂಚಪ್ಪ.**—ನಮಗೆ ಯಾವ ಪದವಿ ಅರ್ಥ ಆಗಿಲ್ಲ ಎಂದು ಹೇಳಿದರೆ ನಾನು ಹೇಳುತ್ತೇನೆ.

**ಅಧ್ಯಕ್ಷರು.**—ತಾವು ಪ್ರಶ್ನೆ ಕೇಳಿ.

**ಶ್ರೀ ಕೆ. ಕೆಂಚಪ್ಪ.**—ಪೊಲೀಸ್ ಕನ್ಸ್ಟೇಬಲ್‌ನಿಂದ ಸಾವು ನೋವು ಆಗಿರಬಹುದು ಅವರ ಕಂಡಿಷನ್ ಏನು ಇತ್ತು ಎಂದು ಕೇಳಿದ್ದಕ್ಕೆ ಕೆಲವು ‘Not admitted to the Hospital’ ಎಂದು ಹೇಳಿದ್ದೀರಿ, ಆದರೆ ಅರ್ಥವೇನು?

**ಅಧ್ಯಕ್ಷರು.**—ಅನ್ವಯದಲ್ಲಿ ಅಡ್ಮಿಟ್ ಮಾಡಿಲ್ಲ ಎಂದು ಅರ್ಥ.

**Sri H. V. KOUJALGI.**—Out of the 10 deaths reported in this period, 7 are due to suicide. Have the Government taken any steps to prevent suicides taking place?

**Sri H. M. CHANNABASAPPA.**—Suicides are not intimated to us. They are committed without our knowledge and behind our back. So, it will be very difficult to find out exactly which people make up their mind to commit suicide. Therefore, if it comes to the notice of the Government at any time that it is likely to happen, we will take all precautionary measures.

**Sri H. V. KOUJALGI.**—What precautionary measures have been taken in that period?

**Sri H. M. CHANNABASAPPA.**—It is to see that a person is deprived of all things that are likely to be used for a criminal act of that kind and we will take all such action. In spite of it, people find ways and means of committing suicide.

**ಶ್ರೀ ಬಿ. ಕೆ. ನಾಗೇಶ್.**—ವಿವರಗಳನ್ನು ಸಭೆಯಮುಂದೆ ಇಡಲಾಗಿರುವ ತಃಖ್ತೆಯಲ್ಲಿ ಕೊಡಲಾಗಿದೆ ಎಂದು ಹೇಳಿದ್ದೀರಿ. ತಃಖ್ತೆ ನಮ್ಮ ಜಿಲ್ಲೆಯಲ್ಲಿ ಬಂದಿಲ್ಲವೋ ಅಥವಾ ಹೌಸಿಗೆ ಕೊಟ್ಟಿಲ್ಲವೋ?

**ಅಧ್ಯಕ್ಷರು.**—Table of the House ಎಂದರೆ ಸೆಕ್ರೆಟರಿ ಜಿಲ್ಲೆಯ ಎಂದು ಅರ್ಥ.

**Sri M. C. NARASIMHAN.**—Sir, in the year 1959 item No. 3 refers to one Narasimha. It is stated there that the Magistrate who held the enquiry has opened that the Police were negligent. Action against the concerned Police officers is pending. How is it that though it is more than two years, still you say action is pending against the Police Officers?

**Sri H. M. CHANNABASAPPA.**—There is nothing wrong. But there has been delay and the matter will be looked into.

**Sri G. DUGGAPPA.**—Out of reported 10 cases, 7 are suicide cases. Do the Government take steps to see that any defects in the police custody are set right immediately? Since suicide cases are reported only in police custody, will the Government take steps to make alterations or modifications so that suicide cases will not occur in future?

**Sri H. M. CHANNABASAPPA.**—Suicides take place not so much because of the conditions in the Police Custody. There is nothing wrong in the Police Custody but something wrong with the mind of the people themselves. The Government will certainly consider the question of trying to prevent all possible ways of committing suicide and if there is anything wrong with the construction of police custody or the manner in which they are kept in the custody, Government will certainly examine them and in the light of such examination they will take such steps as are necessary.

**Sri J. B. MALLARADHYA.**—I invite attention to a case in Dharwar District in which one lady Hanumawwa wife of Irappa Chickkeri is involved. It is stated there that as the allegations were baseless and the matter was before the Court, no action against the Police was taken. Is the Hon'ble Minister aware of a recent judgment of the High Court in which Darwar District Police have been very adversely commented upon. This is perhaps one of the cases in their mind.

Sri H. M. CHANNABASAPPA.—That is a different question. He might interpellate me on the matter before the House.

Sri J. B. MALLARADHYA.—In all these cases, is it the Police that make enquiry against the misconduct of police or is it any other agency?

Sri H. M. CHANNABASAPPA.—The Government will examine the nature of the case and appoint such persons or persons who could give us an independent judgment over them.

Sri J. B. MALLARADHYA.—But in this table no information is available as to the agency employed for making the enquiry into the suicide cases or misbehaviour of the Police. In this particular case, the said Hanumawwa complained before the 1st Court against Shri S.L. Purohit and 4 other Policemen that she was assaulted at the Police Station with chappals and hands. On 14th October 1960 the said Hanumawwa herself withdrew her complaint making a further statement that she was not assaulted by the Police, etc. I want to know who the officer that made the enquiry and whether pressure was brought to bear on her to withdraw the complaint she made earlier.

Sri H. M. CHANNABASAPPA.—Hon'ble Member's inference is not correct. We have such men who say one thing at one time and say a different thing at another time.

Sri J. B. MALLARADHYA.—With reference to the particular case, I want to know what were the circumstances in which no action was taken against the Police. She says that she had a specific complaint and later it is stated that she withdraw the complaint. In the remarks column it was stated that as the allegations were baseless and the matter was before the Court, no action against the Police was taken. Was there an enquiry and who is the officer who conducted the enquiry and what was the finding and why no action was taken?

Sri H. M. CHANNABASAPPA.—Answers have been furnished to the questions asked. The particular information as to the agency that made the enquiry is not before me.

1-30 P.M.

ಶ್ರೀ ಕೆ. ಕೆ. ಚಳ್ಳೆ.—ಜಯಮ್ಮ, ಬಾಬಾಸಾಹೇಬ್ ಮತ್ತು ಮುನಿಯಮ್ಮ ಇವರುಗಳು ಸತ್ತಿರುವ ವಿಚಾರವನ್ನೇಕೆ ತಿಳಿಸಿಲ್ಲ ?

Sri H. M. CHANNABASAPPA.—I am very sorry, the Hon'ble Member is making his own presumption and putting the question. The Government has furnished answers to the question and to the point that he has asked for. But if he wants any further information, the Hon'ble Member may interplate me, I will answer and the information will be made available to him.

Sri C. J. MUCKANNAPPA.—May I know whether Baba Saheb and Munjamma and Jayamma died in the police custody ?

Sri H. M. CHANNABASAPPA.—That is a matter for interpretation—where exactly he died whether in hospital or in jail. But whatever information is called for, I have furnished the answer. The particular case which the Hon'ble Member is mentioning, I cannot straightaway say as to where exactly they died—whether in jail or in prison.

Sri C. J. MUCKANNAPPA.—Is it not a fact that Muniamma died in the police custody of Seshadripuram Police Station?

Sri H. M. CHANNABASAPPA.—That is a different question. Let the Hon'ble Member raise a question.

Sri C. J. MUCKANNAPPA.—It is a question covered by this question. I want to know whether Muniamma died in Seshadripuram Police Station on account of atrocities committed by the police?

Sri H. M. CHANNABASAPPA.—The Hon'ble Member may make any presumption and draw any inference he likes, that is a different thing. But in regard to a particular question *viz.*, the party referred to by the Hon'ble Member as to where exactly he died whether in prison or lock-up, it is a matter for me to ascertain and let him know. I will certainly let him know if he wants that information.

ಶ್ರೀಮತಿ ಕೆ. ಎಸ್. ನಾಗರತ್ನಮ್ಮ.—ಮಂತ್ರಿಗಳು ಉತ್ತರ ಹೇಳುವ ಧೋರಣೆ ನೋಡಿ ದರೆ ಅದು ಸಜವಾಗಿಯೂ somehow get on ಧೋರಣೆಯಲ್ಲವೆ ?

ಶ್ರೀ ಎಚ್. ಎಂ. ಚನ್ನಬಸಪ್ಪ.—ಅದು get on in the right manner ಧೋರಣೆ.

Sri M. C. NARASIMHAN.—Sir, in Kolar District page 2 item No. 1 and in Gulbarga District item No. 4, both were cases of suicide. But in one case you say that the nature of the offence is the same, but the punishment goes on varying. I want to know why such differences in awarding punishment for the same offence?

Sri H. M. CHANNABASAPPA.—The punishment will be awarded on the basis of the nature of the offence committed. Circumstances to circumstances differ and the punishment should be commensurate with the offence committed.

Sri Y. VEERAPPA.—Regarding the death of Muniappa, there was an adjournment motion and there was an elaborate discussion on the floor of this House and the Hon'ble Speaker had admitted that motion. I want to know whether Muniamma died in the Police custody of Seshadripuram Police Station or not?

Sri H. M. CHANNABASAPPA.—I have already answered that question Sir.

ಶ್ರೀ ಜಿ. ಬಿ. ಮಲ್ಲಾರಾಧ್ಯ.—1957ರಿಂದ ಆದ ಕೇಸ್‌ಗಳು ನಾವು ಕೇಳುವುದು. ಮುನಿಯಮ್ಮ ಸತ್ತಿರುವುದು ಈ ಆವಧಿಯಲ್ಲಿ ಇದೇ ಸಭೆಯಲ್ಲಿ ಆ ಪ್ರಶ್ನೆ ಹಿಂದೆ ಬಂದಿತ್ತು. ಹಾಗಿರುವಾಗ ಮುನಿಯಮ್ಮನ ವಿಚಾರ ಈ ತಪ್ಪೆಯಲ್ಲೇಕೆ ಸೇರಿಲ್ಲ ?

ಅಧ್ಯಕ್ಷರು.—ನತ್ತಿಲ್ಲ ಎಂದು ಹೇಳುತ್ತಿಲ್ಲ. ಆಕೆ ಎಲ್ಲಿ ಸತ್ತರು ಎಂದು ತರಾಸು ಮಾಡಿ ಹೇಳುವುದಾಗಿ ತಿಳಿಸಿದ್ದಾರೆ.